

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.
PELVIC SUPPORT SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO THE
CASES IN EXHIBIT A ATTACHED HERETO

INACTIVE DOCKET ORDER

The Court has been advised by counsel that in the cases listed on the attached Exhibit A, the plaintiffs and Ethicon, Inc.¹ ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep these cases on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire each of the cases listed on the attached Exhibit A from the active docket.
3. Plaintiffs and Ethicon may submit an agreed order of dismissal with prejudice on or before August 31, 2018; if settlements are not finalized and dismissal orders are not submitted by August 31, 2018, then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiffs and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed to a settlement model for a group of cases and claims, including those on Exhibit A. The Court

¹ As used herein, "Ethicon" refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc. as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327

**STRICKEN PURSUANT TO THE #5639
ORDER ENTERED 4/19/2018**

will reinstate any case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit A. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket order filed at ECF NO._____, and send a copy of this Order to counsel of record and any unrepresented party.

Respectfully submitted,

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APPROVED:

Dated:_____

_____ Honorable Joseph R. Goodwin

**STRICKEN PURSUANT TO
THE #5639 ORDER ENTERED
4/19/2018**

EXHIBIT A**MOTLEY RICE**

Last Name	First Name	Case No.
Adell	Victoria	2:13cv06098
Adkins	Mary	2:13cv17371
Alexander	Bernadette	2:16cv02274
Alvarez	Eleanor	2:15cv11634
Anderson	Christine	2:14cv29666
Aprea	Suzanne	2:14cv10158
Baxter	Kathy	2:13cv28842
Berger	Paula	2:13cv09804
Boehle	Claudette	2:14cv27398
Borgard	Mary	2:13cv16986
Chandler	Mary	2:14cv27425
Exler	Kaye	2:13cv04172
Ferguson	Pamela	2:13cv03423
Foldenauer	Jo Lynn	2:14cv15050
Garner	Judy	2:14cv27430
Gill	Cheri	2:14cv16716
Hanson	Leanne	2:14cv27431
Jackson	Clara	2:16cv02481
Jarvis	Ruby	2:13cv18435
Knight	Sara	2:13cv16971
Martin	Betty	2:14cv10200
McNeil	Heather	2:15cv12835
Miller	Barbara	2:16cv02484
Montgomery	Gay	2:14cv16280
Moore	Deborah	2:13cv25426
Myers	Pamela	2:13cv16188
Orchekowsky	Stacie	2:13cv18141
Phillips	Deborah	2:14cv13406
Pollock	Juanita	2:13cv19531
Polyak	Ella	2:13cv17366
Ramsey	Gloria	2:12cv00934
Rettele	Pamela	2:13cv20792
Skeens	Julie	2:12cv01643
Verschure	Elizabeth	2:14cv04242
Veselenak	Sarah	2:13cv10177
Villa	Kimberly	2:13cv28438
Weiss	Donna	2:13cv10534
Williams	Linda	2:13cv25055
Zmijewski	Janice	2:13cv07653